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Attorneys for Defendants

** Not admitted in the District of New Jersey. Admitted to practice before the courts of the state of New York and the Southern and Eastern Districts of New York*

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

VALCOM, INC.,

Plaintiff,

vs.

**VINCENT VELLARDITA, TERESA
VELLARDITA, BRIDGEPORT
ENTERPRISES, INC., INGRID
CLAVIJO, FRANK O'DONNELL,
NALINKANT AMRATLAL RATHOD,
RAHUL NALIN RATHOD, JOHN
DOE(s) 1-10 (names being fictitious),
JANE DOE(s) 1-10 (names being
fictitious) and ABC COMPANIES 1-10
(names being fictitious),**

Defendant.

Index No.: 13-cv-03025
(WHW)(SCM)

**NOTICE OF MOTION TO
DISMISS THE COMPLAINT**

Motion Day: November 4, 2013

PLEASE TAKE NOTICE that on November 4, 2013, at 10:00 am or as soon thereafter as counsel may be heard, the undersigned, attorneys for defendants Vincent Vellardita, Teresa Vellardita, Bridgeport Enterprises, Inc., Ingrid Clavijo, and Frank

O'Donnell (the "Moving Defendants"), will move before the Honorable Cathy L. Waldor, U.S.D.J, United States District Court for the District of New Jersey, at the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07101, for an order dismissing the Complaint in its entirety.

PLEASE TAKE FURTHER NOTICE that, in support of the within motion, the Moving Defendants shall reply upon the Brief submitted herewith; and

PLEASE TAKE FURTHER NOTICE that the Moving Defendants request oral argument; and

PLEASE TAKE FURTHER NOTICE that, at that time and place aforesaid, the Moving Defendants will request that the proposed form of Order submitted herewith be entered by the Court.

By: s/ Roberto Cuan
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Dated: September 19, 2013

CERTIFICATE OF SERVICE

I hereby certify that on this date, a true copy of the within Notice of Motion and all supporting papers were filed and served via the Court's ECF system, and emailed to the below address.

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s/ Jonathan Kim
Jonathan Kim

Dated: September 19, 2013